

PRIVILEGE LOG

Betty Anne Waters v. Town of Ayer, et. al.

C.A. No. 04-10521-GAO

1637-1641	Email Correspondence between D.A. Calkins and Faith Patterson, 4/1/05 w/ handwritten note	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L., ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1642-1644	Correspondence between Lynne Sarty and Bode Tech, 5/15/05	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L., ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L., ch. 4, § 7 cl. 26(c).
1645-1648	Email Correspondence between D.A. Calkins and Faith Patterson, 3/15/05	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L., ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1649	Email Correspondence between D.A. Calkins and Faith Patterson, w/handwritten notation	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L., ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1650-1651	Email Correspondence between D.A. Calkins and Natasha Falke, re: Brow murder	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L., ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1652-1654	Email Correspondence between D.A. Calkins and Gwen Pino, w/hand written notation.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1655	Email Correspondence between D.A. Calkins and Donna Villanucci, 9/28/04	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1656-1662	Bode Tech Forensic DNA report, 8/6/02	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L. ch. 4, § 7 cl. 26(c).
1663	Email Correspondence between D.A. Calkins and Gwen Pino	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1664-1665	Email Correspondence between D.A. Calkins and John McEvoy, w/handwritten notation, 8/24/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1666-1668	Handwritten notes.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1669	Typed note to Sheila w/ handwritten notes	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1670	Req for examination of physical evidence, 4/27/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1671-1673	Correspondence between Ellen Will, Forensic Science Assoc. and Mary Kate McGilvray re: evidence samples, 11/1/2000.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f).
1674	Email correspondence between Mary Kate McGilvray and Lynn Rooney, 7/24/00.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1675	Correspondence between Dr. Fred Bieber and Lynn Rooney, 1/21/2000	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1676-1691	Email correspondence from various dates	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1692-1693	Legal research	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1694-1695	BostonChannel.com article re: death of Kenneth Waters, 9/19/01	Documents are Available from Other Sources
1696-1700	Email correspondence from various dates w/ handwritten notations	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1701	Handwritten note	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1702	Email correspondence between D.A. Calkins and Melrose Brow, 5/20/04	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1703-1709	Bode Tech Forensic DNA report, 8/6/02	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L. ch. 4, § 7 cl. 26(c).
1710-1712	Handwritten and typed notes	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1716-1716	Invoice from Bode Tech, 6/18/02	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1717-1719	Email correspondence from various dates	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1720-1729	Handwritten notes.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1730	Witness and victim family contact info	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Mass. Gen. L. ch. 66, § 10.
1731-1736	Email correspondence from various dates w/ handwritten notations	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1737	Telephone message for D.A. Calkins re: Brow case, 1/17/02	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1738	Fax cover sheet to Christine Lemire from Donna Walker	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1739	Handwritten notes	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1740	Email correspondence between ADA McEvoy and ADA Calkins, 4/26/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1741-1742	Fax cover sheets to Christine Lemire from Donna Walker	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1743-1747	Bode Tech Forensic DNA report, 6/08/01.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L. ch. 4, § 7 cl. 26(c).
1748	Handwritten notes	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1749-1752	FBI examination results re: Brow murder, 2/9/83.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1753	Fax from D.A. John McEvoy to Robert Pino Re: SDIS database	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1754	Telephone message for ADA Calkins, 5/1/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1755-1756	Fax from Donna Walker to Faith Love, Bode Tech re: DNA testing, 5/24/01.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L. ch. 4, § 7 cl. 26(c).
1757	Handwritten note	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1758	Email correspondence between ADA McEvoy and ADA Calkins re: legal research, 5/16/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1759	Fax cover sheet from Donna to ADA Calkins, 5-24-01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1760-1762	Correspondence from Mary Kate McGilvary to Bode Tech re: Brow murder, 4/27/01 and hand written notations	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L. ch. 4, § 7 cl. 26(c).
1763-1765	Handwritten notes	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1766-1767	Correspondence from Mary Kate McGilvary to Bode Tech re: Brow murder, 4/27/01 and handwritten notations	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L. ch. 4, § 7 cl. 26(c).
1768-1770	Fax from ADA McEvoy to Mary Kate McGilvary re: Bode Tech, 4/20/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L. ch. 4, § 7 cl. 26(c).

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1771-1807	Handwritten and typed notes	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1808	Correspondence from ADA Calkins to Bode Tech re: Comm v. Waters, 5/23/01.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Privacy Right: Mass. Gen. L. ch. 4, § 7 cl. 26(c).
1809	Legal research	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1810-1811	Handwritten and typed notes	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1812-1813	Email Correspondence from ADA Calkins to Alan Hunt, 5/23/01.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1814	Handwritten note	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1815-1821	Correspondence between Barry Scheck and Lynn Rooney re: Kenneth Waters-Stipulation for release and testing, 2/14/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1822-1826	Fax from Barry Scheck to Martha Coakley re: Kenneth Waters-Mtn to preserve evidence, 11/4/99	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1827-1828	Fax from ADA Calkins to Diane Dillon re: Ct. order for release of evidence, 4/21/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1829-1832	Kenneth Waters arrest record	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources

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1833-1835	Comm v. Waters, stipulation for release and testing of evidence, 4/21/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1836-1838	3 copies of Comm v. Waters, Ct order for release of evidence, 4/21/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1839-1843	Email correspondence between Middlesex D.A.'s office and Innocence Project from various dates	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1844-1845	Fax from Jane Siegel Greene, Innocence Project to Lynn Rooney re: evidence samples, 9/19/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1846-1848	Correspondence between ADA Lynn Rooney and Jane Siegel Greene, Innocence Project, 9/8/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources

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1849-1852	Correspondence between ADA Lynn Rooney and Jane Siegel Greene, Innocence Project, 8/15/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1853-1857	Mass. State Police Post Conviction Evidence Assessment Report, 8/11/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1858-1861	Correspondence between ADA Lynn Rooney and Barry Scheck re: revised stipulations, 4/11/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1862	Fax cover sheet from Diane D'Amico to Barry Scheck, 02/03/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1863-1885	Fax from Diane D'Amico to Barry Scheck, re: Lab results from testing of evidence, 02/03/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources

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1886-1888	Correspondence between ADA Lynn Rooney and Barry Scheck re: sample of stipulation to release evidence	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
NA	VHS video tape of Kenneth Waters appearance on "Oprah"	Documents are Available from Other Sources
1889-1890	Press release by "Inside Edition" re: summary of report that aired 5/25/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1891	Handwritten note	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1892-1894	Stipulation for Release and Testing of Evidence, 4/21/00	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1895	Email correspondence between Melissa Carrera and Danna Walker, D.A.'s office, 3/22/01.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).

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1896	Comm v. Waters, Comm's Proposed Conditions of Bail, 5/1/01 w/handwritten notations	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Documents are Available from Other Sources
1897	Draft of Nolle Prosequi, Comm v. Waters	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1898-1900	Aff. of Betty Anne Waters in Support of Mtn for New Trial, 3/14/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1901	Copies of phone messages	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1902-1904	Aff. of Betty Anne Waters in Support of Mtn for New Trial, 3/14/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources

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1905-1912	Fax from ADA Farmer to Lt. Gallagher re: Habe for Kenneth Waters containing hand written notes, 3/14/01.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3). Documents are Available from Other Sources
1913	Memo to Petrice Provitola w/ handwritten notes, 3/13/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1914	Email Correspondence between DA Martha Coakley and John McEvoy re: Kenneth Waters, 3/13/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1915	Fax from Robert Feldman, Testa Hurwitz & Thibeault, to ADA McEvoy re: Kenneth Waters	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f).
1916-1919	Fax from Barry Scheck to Martha Coakley re: Kenneth Waters, 3/12/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources

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1920	Interoffice Memo from Martha Coakley, 3/14/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Attorney Work Product: Fed. R. Civ. P. 26(b)(3).
1921	Phone message from Barry Scheck, 3/14	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1922-1935	Fax from Robert Feldman, Testa Hurwitz & Thibault, to ADA McEvoy re: Unopposed Mtn for New Trial	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1936-1937	Comm's Mtn to Impound Lab Reports Attached to the Aff. in Support on New Trial, 3/15/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1938-1939	Order of Impoundment, 3/15/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources

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1940-1941	Comm's Mtn to Impound Lab Reports Attached to the Aff. in Support on New Trial, 3/15/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1942	Order of Impoundment, 3/15/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1943-1944	Comm's Mtn to Impound Lab Reports Attached to the Aff. in Support on New Trial, 3/15/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1945-1990	Forensic Science Associates Report 1 re: Kenneth Waters, 1/29/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
1991-2012	Forensic Science Associates Report 2 re: Kenneth Waters, 2/27/01	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources

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2013-2027	SJC Order, Comm v. Waters, SJC No. 3496, 4/23/87.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
2028	Comm v. Waters, Comm's Mtn for Hair and Blood Samples, 12/2/82	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
2029-2054	Comm v. Waters, Comm's Mtn in Opp to Def's Mtn for New Trial, 7/23/85.	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
2055-2066	Comm v. Waters, Comm's Supp Memo in Opp to Def's Mtn for New Trial, 9/16/85	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources
2067-2083	Def's Memo in Support of his Mtn for New Trial,	Federal & Mass. Law Enforcement Investigative Privilege: Fed. R. Civ. P. 45(C)(3)(A)(iii); Mass. Gen. L. ch. 4, § 7 cl. 26(f). Documents are Available from Other Sources